

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Auer, et al.

Art Unit: 1614

Appl. No. 10/603,505

Examiner: Not Yet Assigned

Filed: June 24, 2003

Attorney Docket: 05882.0132.NPUS01

For: METHODS OF PROGNOSIS
OF PROSTATE CANCER

10/15/2004 MBLANCO 00000003 10603505

01 FC:1251

110.00 DP

**Response to Notice to File
Missing Parts of Application**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the **Notice to File Missing Parts of Nonprovisional Application--
Filing Date Granted** dated July 9, 2004, and is submitted on or before the extended due date of
October 12, 2004. Applicants submit the following documents for appropriate action by the
U.S. Patent and Trademark Office:

- ☒ Copy of the Notice to File Missing Parts;
- ☒ Statement Regarding Sequence Listing, Sequence Listing and Diskette containing a computer readable version of same;
- ☒ Return postcard; and
- ☒ Our Check for \$110.00 to cover:

\$110.00 One-month Extension of Time (large entity)

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number 05882.0110.NPUS04. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 08-3038 referencing docket number 05882.0110.NPUS04. A duplicate copy of this Response is enclosed.

Respectfully submitted,

Date: October 12, 2004


Adam K. Whiting Reg. No. 44,400

HOWREY SIMON ARNOLD & WHITE, LLP

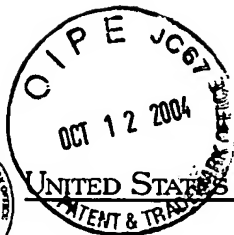
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10-14-04

Page 1 of 2

Sequence / Ifw

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/603,505	06/24/2003	Daniel E. H. Afar	05882.0132.NPUS01

27194
HOWREY SIMON ARNOLD & WHITE, LLP
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MENLO PARK, CA 94025

CONFIRMATION NO. 5754

FORMALITIES LETTER



OC000000013183222

Date Mailed: 07/09/2004

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

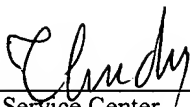
For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

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*A copy of this notice **MUST** be returned with the reply.*



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PART 2 - COPY TO BE RETURNED WITH RESPONSE